

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2009-051861

03/05/2010

HONORABLE ROBERT BUDOFF

CLERK OF THE COURT  
L. Carlson  
Deputy

AMERICAN NATIONAL BANK

FREDERICK E DAVIDSON

v.

JOHN NICHOLAS VATISTAS, et al.

DENNIS I WILENCHIK

MINUTE ENTRY

9:30 a.m. IN CHAMBERS: This is the time set for a telephonic Rule 16 Scheduling Conference. Plaintiff is represented by counsel, Frederick Davidson. Defendant is represented by counsel, Larry Felder.

A court reporter is not present and no electronic recording is made.

The Court has received the parties' Joint Pretrial Conference Memorandum and proposed Scheduling Order.

Discussion is held.

IT IS ORDERED entering the following deadlines for disclosure and discovery unless later modified by the Court:

1. Initial disclosures have been exchanged.
2. Any motions to amend pleadings shall be filed by: April 30, 2010.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2009-051861

03/05/2010

3. The parties remaining in this action shall participate in comprehensive private mediation by: May 31, 2010.
4. The identities and subject areas of expert testimony and opinions by both parties shall be disclosed by: May 31, 2010.

Rebuttal final expert disclosures shall be exchanged by: June 30, 2010.

5. Final non-expert disclosures shall be exchanged by: July 16, 2010.
6. Written discovery shall be propounded by: July 26, 2010.
7. Depositions shall be completed by: October 4, 2010.
8. Discovery shall be completed by: October 4, 2010.
9. Dispositive Motions shall be filed by: November 1, 2010.

IT IS FURTHER ORDERED setting a telephonic status conference to set trial date on **October 15, 2010, at 8:45 a.m.** Court staff will initiate the call.

HONORABLE ROBERT BUDOFF  
NORTHEAST REGIONAL COURT CENTER  
18380 N 40<sup>TH</sup> ST.  
PHOENIX AZ  
602-506-4569

IT IS FURTHER ORDERED that in no less than five days prior to the Status Conference set herein, the parties shall submit a Joint Statement pursuant to ARCP 16(d) and report to the Court the history and status of the efforts at Alternative Dispute Resolution pursuant to ARCP Rule 16(g).

DISCOVERY DISPUTES: In the event of any dispute concerning discovery, counsel are directed to confer pursuant to ARCP 26(g). If such conference is unsuccessful, counsel are directed to initiate a conference call with this division before filing a motion to compel or motion for protective order.

IT IS FURTHER ORDERED continuing this matter on the inactive calendar for dismissal on November 31, 2010.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2009-051861

03/05/2010

On February 19, 2010, Plaintiff filed a proposed form of order relative to this Court's minute entry ruling filed January 26, 2010. Defendant filed an objection to the proposed form of judgment on March 3, 2010.

The matter has been discussed.

Good cause appearing, the "Order Denying Defendants' Rule 59(L) Motion to Alter Judgment", as amended by the Court, is signed, settled and approved by the Court this date and filed (entered) by the clerk this date.

9:42 a.m. Hearing concludes.